Preserve

App. F. IX-4

Previous References
Mwz 227-26-1-6

1929.
(Mwzai)

File No. 30 - 29
Serial Nos. 1-7 & 10

Later References
Mwz 310-32 - 1

General and Revenue Secretariat.

Serial Nos. 8

Part B for February 1931

SUBJECT.

Cancellation of the Inam tenure of S. nos. 55, 51 & 27 of Kodur village, Malur Taluq endowed to Sri Kesavisvarasvami temple at Hoskote, now in the possession of the Swami of Sri Omkaresvaraswami mutt, Kalasipalyam Bangalore city

---

Rc 1891 dated 28. 2. 31

To the Sri Siddhananda Swami of Sahajananda mutt, Kalasipalyam.

The Swami is informed to apply to the Mwz. Comr who is requested to consider to grant some lands to the mutt under the rules.

G. R. S. APP F.III—1] 192 [illegible]

GENERAL AND REVENUE SECRETARIAT.

(Mysore)

NOTES. File No. 30

FILE HEADING.

Cancellation of the tenure of Devadaya Inam lands endowed to Sri Kasi Viswesvaraswami temple, Hirekal Taluk

FROM

The Mysore Commissioner in Mysore

No. 2089/28-29 Dated 17/15 July 29 Received 16.7.29

Diary No. 73	Enclos. nil Spare copies	Serial No. 1

BRIEF ABSTRACT OF LETTER

Recommends the cancellation of the Inam tenure of S. no's 55 51 & 27 of Kudur Village Malur Taluk endowed to Sri Kasi Viswesvaraswami temple in Hirekal in Hirekal Taluk, & now in the possession of the Swami of Omkareswara mutt Kadarapalya Bangalore city and confirmation to the present owner by levy of full assessment there on, the difference between this amt & the present pooja amt being paid to the said temple in Hirekal as cash grant.

NOTES AND ORDERS.

The S nos 55 51 & 27 of Kudur Village Malur

NOTES—First Sheet.

Serial No.

Jaluk are said to have been made granted to Sri Kasi Viswesvara Swami in Hoskote Jaluk These lands are stated to have been alienated by archaks Kumaraswami as far back as 1825 by way of mortgage to one Chikkanna by the archaks Both during the inam Settlements of 1874 & 1875 these lands were entered as Swadaya inam lands

Subsequently these lands came to have passed into the hands of the present owner all along it is a mortgage. His possession Sahajananda Swami Both the parties are Sukhanna Son of Anepurada Chikkanna in 1897.

It is not clear from the records wherein these lands were given to the original archaks as personal inam or endowed to the temple as Swadaya at the time of the alienation in 1825. But in the inam settlement it is stated to be Swadaya inam & is kept unenfranchised The mirasdars now support the Dy. Com's recommendation & recommend that the inam tenure of the lands be cancelled, the lands confirmed to the present owner & free assessment fixed as munis the suit rent fixed as a cash grant to the Inst

5) The right of the present Possessors the land is only that of a mortgagee and is not that of a purchaser The Sale deed shows that the Seller

Serial No.

has stated that except the owners he who- re-deliver the property, the applt. is sure to be required to send a copy of the title deed in this case as the extract is not full.

WD 29/7

1 Dhan Call for a copy of the Title Deed. If the alienation had been made prior to the 1853, the alienee should have appeared & established his right before the Inam Commissioner when proceedings under Law then made & if alienation proved before 1853, the lands would have been disposed of in accordance with rules & practice to such Cases. The land has to go back proceedings to the Collector in Case the Inam Title Deed shows the land as Devadaya Both

Sd

brought and for appeal

WD 29/7

WD 27/7

6 Dhan

WD 29/7

2 To- The Asstt Supdt

No. 174 of 25-7-29

Requests to send a copy of the title deeds Nos 1087 & 1088 re grant of S. Nos 57, 5-7 & 27 as Inam to the Cave temple.

3 Dhan, Re. Inam Supdt, Letter no 59 of 9.9 29. Submits the Inam extract pertaining to [illegible] Caves

Serial No.	
7	The Inam Supt. who was asked to send copies of title-deeds, has sent up a copy of the Detailed Inam Register. & At the time of the Inam settlement, the lands were registered as Devadaya, and are intended for the benefit of Sri Kasi Vishweswara Swamy temple at Hoskote. In this case, the alienation is alleged to have commenced from the year 1825 (a copy of the mortgage deed is not in the file), but there is nothing to support it in the Inam records. In col. 13 of the Register, it is mentioned that the account of 1801 gives the name of "Iswara Swamy". Though this case appears to be one of unauthorized alienation, of a Devadaya Inam, yet, as the present alienee is a private party, it is proposed by the S.D.C. to confirm the lands to the party on full Survey Valuation, after cancelling Inam tenure & the party as upset price half the market value of the land, the Hoskote temple being given the Kasi as cash grant. The D.C. recommends that as there is ample proof that the lands were alienated even previous to the Inam Settlement & Inam tenure

Serial No.

may be cancelled, the lands being confirmed to the present owner, the Jari being given as cash grant to Hoskote temple, and the necessary sanction to the D C's recommendation.

Submitted
AV
28/9/29.

9 The lands are dry and garden lands, and the temple should not be deprived of the full benefit thereof owing to the fault of the ~~Jari~~ Amildar. The assignment to the Mutt is only of later origin made so recently in 1899 the Mutt cannot therefore plead long enjoyment. It should continue to hold the lands as lessee of the temple. The Shrotriem should have worked with the transaction with eyes wide open, and the temple should not suffer for his fault. It does not seem necessary to favour the Mutt to the disadvantage of the Temple.

10 The full assessment is levied, it may not be possible to levy the assessment with any chance of payment as Jari to the temple, to which the Shrotriem has perhaps the consent

FINANCE
30 SEP. 1929
No. 2220

Note—Contn Sheet

WD 01684—GPB—30,000—20 4 29

Dy) 11 Sept.
1st member)

30/9
30/9

General and Revenue Secretariat. | File No. [illegible] of 192[illegible]

Serial No.	
4	From, The Sirkar of Kalahasteeswara Mall. Petition dt 4-10-29 Prays that he may be heard before orders are passed 12 All the facts urged have been noted upon in the previous pages of the office note. The petr appears thro. an Advocate, and prays for an opportunity to represent his case in person. If directed, this case will be posted for hearing notice perhaps being given to the Archak of Sri Kalahasteeswara Swamy temple. 13 Petition from certain disciples and others interested in Kalahasteeswara Mall praying that either the lands in question may be continued as Sirkar Inam Mall or confirmed to Trust Mall on full assessment, is placed on the file. Submitted (for Member) 7/10/10 AR 10/10/29 14 Please note on the case with ref to second proviso to Sec 10 of the Regn

OFFICE OF THE FIRST MEMBER OF COUNCIL
11 OCT. 1929
No. 2261

General and Revenue Secretariat. | File No. 20 of 192 9

Serial No.

15 Attention is respectfully invited to para 6 of the objection Statement filed by the opponent matt before the Sub Court Guilon on 3.9.28. The institution in respect of which the alienation has taken place, is a temple, and the opponent matt is enjoying these lands for over 12 years paying Kandayam; and claims the lands under proviso to Sec. 10 of the Regn.

16 As the opponent matt wants an opportunity to place all its arguments before Govt, the case will be posted to the 9th Dec along with other cases, notices being issued both to the temple and the opponent matt.

Submit for orders.

28-11-29

17 Seems proviso to sec 10 deals with adverse possession. The appellant have come into possession of the land on 3rd June 1897 as mortgagee in possession. He has no full rights as the owner of the property. So the mortgagor has every right to redeem the mortgage. Inbetween by the time, the possession passed over to the appellant, the lands had been entered as Devadayam inams. Even at the time of first alienation in 1825 the land was noted as inam granted to the temple. The archak could not alienate the inam

WD 066—GPB—30,000—26-7-29

General and Revenue Secretariat. | File No. | of 192

Serial No.

18 46 Appt the L-R may be consulted

4/4 19 The L-R may be consulted

H Secy

A S
11.11.29

5-769
11/11

~~We may put the file to~~

~~To~~ find the file to

20. ~~To~~ Legal Remembrancer ~~with~~

~~Compliments~~ for ~~favour of~~ opinion

~~as to whether there~~, a brief memo

of the full facts of the case

with the point on which legal

advice is necessary whether put-up

4
12/11/29

5-937
14/11

21

A note as directed is submitted

4/11

13/12 ~~The~~ A Statt is put up below. The main question is

about the acquisition of a valid title to property under a

mortgage with possession by adverse possession in the

circumstances narrated.

A S
13.11.29

H Secy I

23 To L R with compliments for

favour of opinion.

4
30/11/29

Received

30

11466
7/3

4310

O P I N I O N.

The lands in question having been registered as Devadaya Inams belonging to the Kasiviswesvara temple at Hoskote at the Inam settlement of 1874-75 must be considered as such (vide Rule 21 of the Inam Rules).

25 It is said that the lands were mortgaged with possession in 1825 by the Archakas of the temple and that they have come to the possession of the present petitioners 1897 by transfer from the successors in interest of the original mortgagees. Nothing is known about the terms of the mortgage of 1825 and consequently it has to be presumed that the equity of redemption was extinguished in 1885, in which case the possession of the lands from 1885 would be adverse to the temple and proviso (2) to section 10 of the Religious and Charitable Endowments Regulation 1927, would apply to the case. The recommendation of the Revenue Commissioner is therefore ~~xx~~ in order and may be approved.

T M Mahadevayya
Legal Remembrancer

5/3/30

5381
4/3

Serial No.

26. We cannot go behind the Inam Settlement and no transaction by way of mortgage or otherwise before the date of that Settlement, has any bearing upon the case now under consideration. The only point of importance is if the temple has received no benefit in respect of these lands for a period of twelve years previous to the passing of ~~the~~ Regulation VII of 1927. If this is the position, the second proviso to Section 10 of the said Regulation would apply and the temple cannot get back the lands. Definite information on this point is necessary and if it is not in the file, we might make a reference to the Muzrai Commissioner and obtain it. It is necessary to know whether the temple got any benefit or no benefit in the said perio

27 If adverse possession is established, the next question to be considered is the payment t be made to the temple. The Second proviso to Section 10 of the Regulation states that "the assessmen recovered be handed over for the benefit of the institution concerned". If the Muzrai Commissioner's recommendation is accepted, ~~the~~ a grant equivalent to the full assessment minus quit rent, will have to be given to the temple irres pective of the fact whether the assessment is realised or not. This is a position fair to the ~~Land Revenue Department~~ Govt. It is necessary t adopt some arrangement which, while giving to the temple what it is entitled to ~~in~~ under the said proviso, does not put the ~~Revenue to Department~~ Govt

NOTE—Contn. sheet

WD 021—GPB—30,000—21-8-28

Serial No.

to any loss.

(Mul, 1/10/29

2

20 Subd with an extract to the Insp[r]. calling for the information which was given by the Member in his minute in para 26 of the notes as it is not in the file. One mtg[e] regd is not in the file. One mortgagee in possession has been paying govt. & this act is interpreted to in favour of the Mortgagor (the Temple), then it may be presumed that the govt. was so on behalf of the Temple. The draft is for orders whether a Wb mortgagee in possession can claim 1/6/3 the regd of adverse possession is also a point for clarification.

(1) A

(2) A

3 07h information required in the member's minute must be obtained and after receipt of information on the point, the question at A may be considered fresh in consultation with the L-R

H Secy) 21.3.30

31. Draft may issue

Subd with an extract (RL)

15/3

NOTE—Contn. Sheet.

General and Revenue Secretariat | Mug File No. 30 of 1929.

Serial No.

5

To The Mug Comr
No 1489 of 27-3-30.
with reference to his call for some information as to whether the Temple has received no benefit in respect of the lands endowed to it for a period of 12 years

Govt A
1/6A
23/3

Letter No: 2089/28-9 dated 23-6-30
From the Mug. Comm.
States that the D.C. Bangalore reports that the lands are in the enjoyment of Sri Sahajananda Swamy mutt and that the temple of Sri Kasiviswesvara-swami at Hoskote has not received any benefit therefrom for more than 12 years previous to the passing of the Religious & Charitable Institutions Regulation No: VII of 1927

32) Subd for orders with reference to 1 Sr. Member's minute dated 11-3-30 paras 26-29 of the notes.

Govt
29-6-30

H. Lacey

30.6.30

33. What is the total assessment and what is the Jodi in quit rents payable? Ajmir Tract in the D.O. signed the former is noted as 15+0+4+0+9+0 i.e. 4/4

WD 066—GPB—30,000—26-7-29

General and Revenue Secretariat — File No. 30 of 1939.

Serial No.

Late in the Vernacular records the assessment of the 3rd item is entered as Rs 2 - The Matadar can therefore 17/4 - ~~If the Rs. 2/-~~ If the Jodi is as 8 ~~as~~, the cash payable the sanctioned will be 17/4 - 0/8 i.e 16/12 - The papers may be put up.

27/7/30

34) The total assessment is Rs. 24-4-0. and the Quit rent is Rs 0-8-0.

Vide. the extract of Quit rent Register and also the Patta issued in the Vernacular Records. The assessment of the 3rd. item which is entered as Rs 2/- in the petition of Sivananda Swami presented to the Amildar is apparently a mistake

Submitted
Gs MSR
28/7/30

H. Secy)

4.7.30

36) The proposal of the Collr may be sanctioned. The amount involved is not heavy.

1st Member

8.7.30

37) Please see two points raised in Supts Note of 13/3/30 and we may obtain legal opinion on these.

Asst Secy

10.7.30

38) May be submitted to the Govt.

Asst Secy
10/7/30

Law Secy)

11.7.30.

FINANCE
9 JULY 1930
No. 249

WD 02328—GPB—10,000—22-4-30

General and Revenue Secretariat | Mug File No. 30 of 1939.

Serial No. 39.

1st point — I do not find it difficult to accept the suggested interpretation.

2nd point — The answer is in the affirmative.

P. M. 24/7

Put up with comps.

1st member

25/7/39.

40) I wish to discuss this with Secy (Genl)

M.W.L. 27.7.39

41) Please put up the file in which opinion May 4 is given.

42) What are the overt acts in this case to show that the possession of the party in occupation is adverse to the temple?

Two files. Mug. 362-26. & Mug. 227-26. are put up below.

Gs. 31/7 H. Secy)

Note—Contn. Sheet

WD 02328—GPR—10 000—22.4.39

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

43) Two Collections (Vis. Mis. 227-26 and 362-26.) containing legal opinions on adverse possession are put up below.

In para 50 of Mis. 227-26, the essentials to Constitute adverse possession are clearly enumerated.

From the records, it is seen that there is a disclaimer of title in the Banasasana (ಬನಸಾಸನ) dated 17.4.1901 and enjoyment of produce to the knowledge of the village officers by the present holders (Vide deposition of the patel.)

Moreover, it is only the Goodi that is being paid by the present occupant and not full assessment. (vide Exh. 4)

Submitted with reference to Asst: Secy's Board orders in para 42 of the notes.

6884/38 — GS)1186 3/37.

44) The legal opinion Exhy - para 49 it is stated that in respect of Devadaya Lands "the burden of proving adverse possession for a period of 12 years .... lies very heavily on the persons who seek to avoid the plea". Q.W.O. 8/30-1 — Queries

I shall be obliged if the Govt: Advocate will kindly examine this case - Vide para 42 of my notes in the accompanying file - and form Govt: with his considered opinion as to whether the party has established any adverse possession for the purpose - By necessity enfor -

GOVT. ADVOCATE'S OFFICE - 7 AUG 1930 BANGALORE. 7.8.30

N.B.—Should routine notes be written on small slips the notes must be copied, or slips pasted on this form. B.-2 8 30.

G.R.S. 111- 31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Re-transmitted with Compliments.

W.S. The overt acts that may be alleged in favour of the present holder may be said to be the following -

(1) Possession for over twelve years.
(2) Payment of quit-rent direct to Government.
(3) Non-payment of any sum to the temple

As regards the first act, possession, no doubt, is evidence of title. But in this case, the assignment deed of 1897 shows that the possession of the assignee is that of one possessing only a subordinate right. That the assignee was not holding the lands on his own behalf or on behalf of some person other than the true owner is also clear. Even the will dated the 17th April 1901 recites the right of ownership as existing in Prasanna Kasivisvesvara Devaru though this recital is qualified by an allegation that the temple has lost it.

With regard to the second act, the assignee has been paying only the quit-rent payable by the temple to Gov-

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

U.O. No. 13 dt. 1930 — 57
B 27 8.930

G.R.S. 11—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

(1) The Land has however been long held by the Crown and whether some Monetary assessment should not be given to it under the orders for grant of land to religious institutions may be considered by the Minister and Revd in connection with ref to the financial condition of the Church and its necessity for help by the Govt provided

30/8/30

N.B.—Should routine notes be written on small slips the notes must be copied, or slips pasted on this form

(2) Copy—and

30/8/30

Kerosene Petn No 31 of 29-30

App. F. III—2]

General and Revenue Secretariat | Key File No. 30 | of 192

Serial No.

48) Draft submitted
MSK
1/9/30 49) Please type the draft.

OFFICE OF THE FIRST MEMBER OF COUNCIL
24 SEPT. 1930
No. 32686

50) Subd with a typed draft
MSK 1/9 (F. Leech)

51) Draft for approval
52) A suitable endorsement may be given to the petitioner in reply to his petition addressed to the Member
1/9 (F. Leech)

53) It is probably desirable that the petitioner should be heard before passing order.
54) Petitioner may be asked to represent to other side - they may be invited to be present at hearing.

CBS
13/10

55)
MSK

A notice will be issued to the parties of the date of a letter will follow. Above case is put up
17/10 MSK
17/10 F. Leech)
Heard Mr N. K. Mr A. Rao - Orders reserved.
CBS 18/11/30
57) 17.10.30
17.10.30
17.10.30

WD 01684—GPB—30,000—20-4-29

General and Revenue Secretariat

Mixed File No. 30 of 1929.

Serial No.	
	No 829 Dy 21.10.30 to the Government Advocate forwarding the file of papers for study and return on or before 8/11/30 and requesting him to be present on the occasion of hearing the party referred to therein on 15/11/30.
	Letter no 296 Dy 10.11.30 from the Government Advocate stating that he will appear in the case referred to therein for submission of his views.
	Vide the minutes of the First Member of council Dy 15/11/30
	It is respectfully submitted that the Off in the file is as per pleadings on either side. The question of giving some suitable lands in lieu of the Dewa lands of the temple is also contemplated in para 3 of the Off. In these circumstances Off as per ch will issue.
	E.S 27/2/31 61) The case was heard on 15-11-30 The views of the First Member are not on record. The draft approved by the Secy on 19-9-30 is as per order of the First member in para 46. The file is submitted for submission to the Dewan for favour of final order as ordered in the file relating to the post Adv's bill for 500 1/2/31. in this connection.
	A/

General and Revenue Secretariat 1743 File No. 30 of 1928

Serial No.

No. 1782 dy 13/2/31 to the Muzrai Commissioner directing requesting him to take early steps to resume the Inam lands referred to therein and restore them to the Temple of Sri Kasi Visweswara Swami Vadakkil.

66) Dft. Endt. called for in para 52 submd for consideration & orders.

17.2.31

67 17/2/31

68 Issue

17.2.31

Issued No. 1891 dy 28.2.31.

Memo No. 1892 dy 28/2/31 to the Muzrai Commissioner forwarding Copy of Endt. No. 1891 dy 28.2.31

File No. of 193

General and Revenue Secretariat

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 15 192

No. 2089 / 28-9

FROM

The Muzrai Commissioner in Mysore

SECRETARIAT
16 [illegible]
MUZRAI
1973

To [illegible]

Thro' 30-9-

[illegible]

Sir,

In submitting herewith the petition received from [illegible] Deputy Commissioner's letter No. [illegible] dated 1929 on the question of resumption of [illegible] S. Nos.81,87 Kudur village, Malur taluk, [illegible] Kesi Vishweshwara Swami temple [illegible] as follows.--

S. Nos.85,81 of Kudur village, Malur taluk, [illegible] to have been allotted as Inam by the Mysore Government to one Chikkanna for 45 varahas by the Archaka Ramaiah [illegible] Chandrasekharaiah, and these lands have been in the [illegible] and are now in the possession and enjoyment of the [illegible] on behalf of Sri Kesi Vishweshwara Swami temple at [illegible] City, Siddharanda Swami is reported to have sold [illegible] these lands on the alienation which took place [illegible] and to have stated that the subsequent [illegible] lands from personal into devadaya [illegible] of 1874 and 1877 does not affect the interest in the land.

The Sub Division Officer reports that [illegible] were originally personal inams, but during the [illegible] 1874-75, they were converted into devadaya [illegible] been contested upon them. The opinion of the [illegible] parties that it is a personal [illegible]

after [illegible]

[illegible]

Jena, [illegible]

[illegible]

[illegible]

T[illegible] Depu[illegible]

[illegible]

I am [illegible],

Sir,

Your most obedient servant,

Mutual Commissioner.

S.No.		
21	3-10	10/-
26	0- 5	0- 0
27	1-35	1- 0

temple, [illegible] Subramaniam [illegible] stated that [illegible] personal to acquaint [illegible] 1874 and 75 [illegible]

After the [illegible] the case and [illegible] recommended that the Inam tenure [illegible] confirmed to the present owner, as the alienation [illegible] taken place even before 1870. The Sub-Collector [illegible] the opinion of the Amildar, states that the [illegible] the present owner at the next [illegible] thereon might be granted, [illegible] Vasiveeswara temple at Honnore.

Under these circumstances, I request [illegible]

Appendix F G–1

SUBJECT..... ....

.....

.....

Section Revenue

File No. 30 19

Serial No. 2

No. 176

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

..... Sub. Supt. .....

Date of issue.....25-7-29.....

Signed by .....M.V.G.K.S.....

Sir

I am directed to request you to send a copy of nos 1087 + 1088 the Title deeds, re the grant of S.nos 51. 57 + 27 of Kuvar Village Malur Taluk - as it is to Kasi Viswesvara Swami Temple at Hoskote, for reg[n], at an early date.

I have etc

M.V.G.K.S.

Jr.

Revenue

List of enclosures.....

Copied by.....

Examined by.....

over

Office of the Superintendent
[illegible] Survey,

Dated, Bangalore 9th September 1929.

FINANCIAL SECRETARY
9 SEP 1929
No 3159

[illegible], Esq., M.A.
Deputy Commissioner,
[illegible] Kumta, & Settlement
in Camp, Bangalore.

D.425

The Financial Secretary
to the Government of Mysore,
Bangalore.

REVENUE & AGRICULTURAL SECRETARIAT
11 SEP 1929
MUZRAI

Sir,

As desired in your letter No. 174/Muz.X-29-2 dated 24th July 1929, I have the honour to forward herewith a copy of the Inam register pertaining to the grant of Inam lands in Kudare village, to Sri Ke Lakshmi Narasimha Temple at Nonkote.

I have the honour to be

Sir,

Your most obedient servant,

D. [illegible]

SUPERINTENDENT.

BKV.

Register of Inams in the village of in the

CLASS, EXTENT AND VALUE OF INAM

Number of case or entire holding under one grant in this village	General class to which the Inam belongs	Survey No and name of field or fields comprised in the grant Dry, wet or garden	Extent Local measure. Even where the local measure is in acres, guntas, and annas, it is to be entered in this column	Extent Measure in acres and their fractions in decimals	
1	2	3	4	5	
3 (I.D No 1087)	Devadaya	As per Jari account of 1801			
		Dry	0-10-0	6.61	V 3-8-0
		Wet	0-10-0	1.03	or
			1-0-0	7.64	Rs 11-0 1
4 (I.D. No 1088.)	Devadaya	As per Paimashi of 1859 Bagayet	0-1-7 3/4	0.15	Rs 1-1-

Assessed 14-0 and 12-0.

Jammat of in the Taluk of

		DESCRIPTION, TENURE AND	
Old assessment	Survey assessment	Description of Inam If for service, it is to be stated whether the service is continued. If for tanks, buildings, etc, whether they are efficiently kept up Hereditary or for life	Whether free of tax, etc, or liable to quit-rent, i. e, jodi, etc, amount of latter to be entered
Where no survey has been made and no assessment fixed by Government, the cess paid by the raiyats to the Inamdar, or the average assessment of similar Government land, should be entered in column 7			
6	7	8	9
— —	— —	For the worship of the Pagoda of Sri Iswara Devaru alias Kasivisweshwara Swami in the village of Hoskoti Hoskote Taluk The Pagoda is said to be in good order and the worship rendered.	Free
	—	For do — The Pagoda is said to be in good order & the worship rendered	Free

By whom granted and in what year	Written instruments in support of the claim, original sannad, all miscellaneous documents, and other proofs of long possession In this column it should be stated whether the Inam is held with or without grant, whether the grant is produced or lost, etc., and the general specification of terms of all documents produced should be given
10	11

of

NAME AND RELATIONSHIP OF ORIGINAL GRANTEE AND

Name of original grantee	Name entered in the register prepared by Poorniah up to 1810	Name entered in the accounts subsequent to 1810
12	13	14
	In 1801 Iswara Swami Dry 0-10-0 Wet 0-10-0 1-0 0 Paimash of 1805 not available	In 1859 Hoskote Kasiviswera Swami Divaru Dry 0-14-2 3/4 Wet 0-11-8 1/4 ~~In 1846 Hoskote~~ ~~Kasiviswewara Swami~~ ~~Ba~~
		In 1846 Hoskote Kasi Viswesvara Swami Bagayet 0-0-4 In 1859 —Do— Bagayet 1-1-3/4

In 1833
as Iswara Swami
Dry 0-10-0
Wet 0-10-0
1-0-0.

of the

OF SUBSEQUENT AND PRESENT HOLDERS

	Relation to original registered holders	Surviving heirs of the present incumbent	If unconnected with the original holders, possession how obtained, and in what year
	16	17	18

Division

LENGTH OF POSSESSION

Abstract of the orders already issued by the Commissioner or the Superintendent of the Division on lapses regarding validity or excess of the Inam	Assistant's opinion and recommendation	Review by the Special Assistant and confirmation by the Inam Commissioner
19		20
	To be confirmed under Rule V Sd/ C S. Blair Asstt. 1-10/68.	To be confirmed free of Tax Inld. B. Gopalan Spl Asstt. 20.3.69 Confirmed free of Tax Sd/ T. Clark Inam Comr. March 31/69
	to be confirmed 8 annas 2nd Rent Compulsory 1-10-68. Sd/- C S. Blair Asstt	Do. Quitrent = 8 annas. Inld. B. Gopalan Spl. Assistant 26 3 69 Confirmed subject to a 2nd rent of annas 8 (Sd.) T. Clark Inam Comr. March 31 69. Compared Copy S. S. 29.

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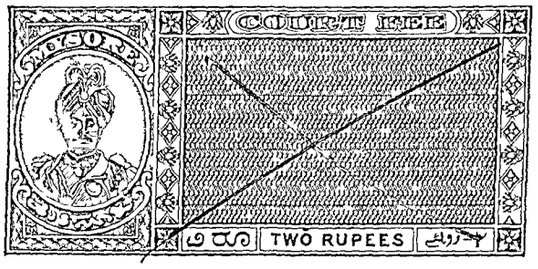


BEFORE THE FIRST COUNCILLOR TO GOVERNMENT

OF MYSORE, BANGALORE.

———:0:———

Subject:- Revenue Misc. No: 31 of 29-30

Regarding the Inam lands Survey Nos. 51, 55 and 27 of Kodur Village, Malur Taluk, standing in the Khata of Kasi Visvesvaraswami of Hoskote.

5-10-29

Petitioner:-

Siddanandaswami of Sahajananda Mutt, Kalasipalya, Bangalore City.

D. No. 607

Vs.

Opponents:-

Government of Mysore.

The above-named petitioner begs to state as follows:-

(1) That the petitioner has filed an objection statement before the Taluk Amildar, Hoskote Taluk against restoring the above Survey Numbers to Kasi Visvesvaraswami.

(2) The said Survey Numbers are in the possession and enjoyment of the petitioner for over 100 years.

(3) The petitioner feels that the case involves many legal complications and should be

be decided on merits of the case.

(4) Further, the petitioner feels that his interest will be highly prejudiced if the case were to be decided without giving an opportunity to make out his case before this Honorable Court.

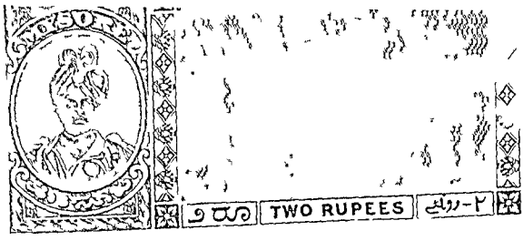
Therefore, the petitioner humbly prays that he may be kindly be allowed to appear through his Counsel to represent his case before any final order is passed thereon and saving from further troubles.

Bangalore,
4-10-1929.

ಶ್ರೀ ವಾಸುದೇವ ಶಾಸ್ತ್ರಿ.
Petitioner.

V. R. Vasudeva Sastry
Advocate
for the petitioner

Address:—
V. R. Vasudeva Sastry
Advocate.
267. Chickpet.
Bangalore City



Before the 1st Councillor. ಕೋರ್ಟಿಗೆ.
: Bangalore :

1924-ನೇ
ಸಿ.

ನಂಬರು

ನಾದಿ ಯಾ ಅರ್ಜಿದಾರ್		ಪ್ರತಿವಾದಿ ಯಾ ಅಪೋನೆಂಟ್
Siddanande Swamy:	V. S.	Govt of Mysore:

ಮ|| ರಾ|| ವಿ. ಆರ್. ವಾಸುದೇವಶಾಸ್ತ್ರಿ ಬಿ. ಎ., ಎಲ್. ಎಲ್., ಬಿ.,
ಅಡ್ವೊಕೇಟ್, ಬೆಂಗಳೂರು ಸಿಟಿ ಯವರಿಗೆ

Siddanande ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮ.

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಅಪ್ಪೈರುವರಿವಿಗೂ ಕೋರ್ಟ್‌ನಲ್ಲಿ ವಿವಾದ ಜರಗಿಸುವುದಕ್ಕೂ ನನ್ನಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಅರ್ಜಿರನ್ನೂ, ಡಿಕ್ರಿಯನ್ನು ಜಾರಿಕ್ರಮನಡಿಸಿ ಹಣ ವಸೂಲ್ ಮಾಡಿಕೊಳ್ಳುವು ದಕ್ಕೂ, ನನಗೆ ಕೋರ್ಟ್‌ನಿಂದ ಸಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿಮೊಬಲಗು, ಶಿಲ್ಕು ಮೊಬಲಗು ಸಹ ಪಡಿಯಲಿಕ್ಕೂ, ದಸ್ತ್ಯೆ ವಜು ವಗ್ಗೈರೆಗಳನ್ನು ವಾಪಸು ಪಡಿಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟದ್ದೇನೆ. ಅಲ್ಲದೆ ತಾನಾಗಲಿ ಯಾ ತಮಗೋಸ್ಕರ ಮತ್ಯಾವ ಲಾಯರಾಗಲಿ ಡಿಟೋ ಮೊಕದ್ದಮೇಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಬದ್ದನಾಗಿ ಇಧ್ದೇನೆ.

ತಾರೀಖು 24/10/24 ರುಜು.
Bangalore:

ಸಿದ್ದಿಶ್ವರಾನಂದ ಸ್ವಾಮಿ

ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ಸಮಕ್ಷಮ ರುಜುಮಾಡಿರುತ್ತಾರೆ.

ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧ್ದೇನೆ

V. Seshagiri Rao

ಕಳಚಿಕೊಂಡು ಹೋಗಿದ್ದಾರೆಂದು ಅವರು ಅಂದುಕೊಂಡರು.

ಇಷ್ಟೆಲ್ಲ ಆಗಿದ್ದರೂ ಅವರು ಮಾತ್ರ ಅವಳ ಬಗ್ಗೆ ಕೆಟ್ಟದಾಗಿ ಯೋಚಿಸಲಿಲ್ಲ. ಅವಳಿಗೆ ಏನೋ ಆಗಿರಬೇಕು ಅಥವಾ ಅವಳು ಯಾವುದೋ ಕಷ್ಟದಲ್ಲಿ ಸಿಕ್ಕಿಕೊಂಡಿರಬೇಕು ಎಂದು ಅವರು ಭಾವಿಸಿದರು. ಅವಳಿಗೆ ಸಹಾಯ ಮಾಡಬೇಕೆಂದು ಅವರು ನಿರ್ಧರಿಸಿದರು. ಅವಳ ಹುಡುಕಾಟಕ್ಕಾಗಿ ಅವರು ಪತ್ರಿಕೆಯಲ್ಲಿ ಜಾಹೀರಾತು ಕೊಟ್ಟರು. ಅವಳ ಬಗ್ಗೆ ಮಾಹಿತಿ ಕೊಟ್ಟವರಿಗೆ ಬಹುಮಾನ ಘೋಷಿಸಿದರು. ಅವಳ ಫೋಟೋ ಮುದ್ರಿಸಿ ಹಂಚಿದರು. ಅವಳ ಹುಡುಕಾಟಕ್ಕಾಗಿ ಪೊಲೀಸರ ಸಹಾಯವನ್ನೂ ಪಡೆದರು. ಆದರೆ ಅವಳ ಸುಳಿವು ಮಾತ್ರ ಸಿಗಲಿಲ್ಲ.

ಅವಳು ಕಾಣೆಯಾಗಿ ಸುಮಾರು ಒಂದು ವರ್ಷದ ನಂತರ ಅವಳ ಪತ್ರವೊಂದು ಬಂತು. ಅವಳು ಬರೆದಿದ್ದಳು: "ನಾನು ಚೆನ್ನಾಗಿದ್ದೇನೆ. ನನ್ನ ಬಗ್ಗೆ ಚಿಂತೆ ಮಾಡಬೇಡಿ. ನಾನು ಸ್ವಲ್ಪ ದಿನ ಒಬ್ಬಳೇ ಇರಲು ಬಯಸಿದ್ದೆ. ಹಾಗಾಗಿ ಹೀಗೆ ಮಾಡಿದೆ. ಕ್ಷಮಿಸಿ." ಆ ಪತ್ರ ಓದಿ ಅವರಿಗೆ ಸಮಾಧಾನವಾಯಿತು. ಅವಳು ಸುರಕ್ಷಿತವಾಗಿದ್ದಾಳೆ ಎಂಬುದೇ ಅವರಿಗೆ ಮುಖ್ಯವಾಗಿತ್ತು.

ಆ ಪತ್ರದಲ್ಲಿ ಅವಳು ತನ್ನ ವಿಳಾಸ ಬರೆದಿರಲಿಲ್ಲ. ಆದರೆ ಪತ್ರದ ಮೇಲೆ ಮುದ್ರೆಯಾಗಿದ್ದ ಅಂಚೆ ಕಚೇರಿಯ ಹೆಸರಿನಿಂದ ಅವಳು ಎಲ್ಲಿದ್ದಾಳೆಂಬುದು ಅವರಿಗೆ ತಿಳಿಯಿತು. ಅವಳು ಇದ್ದ ಊರಿಗೆ ಹೋಗಿ ಅವಳನ್ನು ಭೇಟಿಯಾಗಲು ಅವರು ನಿರ್ಧರಿಸಿದರು. ಆದರೆ ಅವಳು ಅವರನ್ನು ಭೇಟಿಯಾಗಲು ಒಪ್ಪಲಿಲ್ಲ. ಅವಳು ಅವರಿಗೆ ಪತ್ರ ಬರೆಯುವುದನ್ನು ಮುಂದುವರಿಸಿದಳು. ಆದರೆ ತನ್ನ ವಿಳಾಸ ಮಾತ್ರ ಬರೆಯಲಿಲ್ಲ.

ಅವಳು ಕಾಣೆಯಾಗಿ ಸುಮಾರು ಐದು ವರ್ಷಗಳ ನಂತರ ಅವಳ ಪತ್ರ ಬರುವುದು ನಿಂತುಹೋಯಿತು. ಅವರು ಅವಳಿಗೆ ಪತ್ರ ಬರೆದರು. ಆದರೆ ಅವಳಿಂದ ಉತ್ತರ ಬರಲಿಲ್ಲ. ಅವರು ಅವಳ ಹುಡುಕಾಟವನ್ನು ಮುಂದುವರಿಸಿದರು. ಆದರೆ ಅವಳ ಸುಳಿವು ಸಿಗಲಿಲ್ಲ. ಅವಳು ಕಾಣೆಯಾಗಿ ಸುಮಾರು ಹತ್ತು ವರ್ಷಗಳ ನಂತರ ಅವರು ಅವಳ ಹುಡುಕಾಟವನ್ನು ನಿಲ್ಲಿಸಿದರು. ಅವಳು ಬದುಕಿದ್ದಾಳೆಯೋ ಇಲ್ಲವೋ ಎಂಬುದೂ ಅವರಿಗೆ ತಿಳಿಯಲಿಲ್ಲ.

ಅವಳು ಕಾಣೆಯಾಗಿ ಸುಮಾರು ಹದಿನೈದು ವರ್ಷಗಳ ನಂತರ ಅವರಿಗೆ ಅವಳ ಪತ್ರವೊಂದು ಬಂತು. ಅವಳು ಬರೆದಿದ್ದಳು: "ನಾನು ಚೆನ್ನಾಗಿದ್ದೇನೆ. ನನ್ನ ಬಗ್ಗೆ ಚಿಂತೆ ಮಾಡಬೇಡಿ. ನಾನು ಸ್ವಲ್ಪ ದಿನ ಒಬ್ಬಳೇ ಇರಲು ಬಯಸಿದ್ದೆ. ಹಾಗಾಗಿ ಹೀಗೆ ಮಾಡಿದೆ. ಕ್ಷಮಿಸಿ." ಆ ಪತ್ರ ಓದಿ ಅವರಿಗೆ ಸಮಾಧಾನವಾಯಿತು. ಅವಳು ಸುರಕ್ಷಿತವಾಗಿದ್ದಾಳೆ ಎಂಬುದೇ ಅವರಿಗೆ ಮುಖ್ಯವಾಗಿತ್ತು.

ಆ ಪತ್ರದಲ್ಲಿ ಅವಳು ತನ್ನ ವಿಳಾಸ ಬರೆದಿರಲಿಲ್ಲ. ಆದರೆ ಪತ್ರದ ಮೇಲೆ ಮುದ್ರೆಯಾಗಿದ್ದ ಅಂಚೆ ಕಚೇರಿಯ ಹೆಸರಿನಿಂದ ಅವಳು ಎಲ್ಲಿದ್ದಾಳೆಂಬುದು ಅವರಿಗೆ ತಿಳಿಯಿತು. ಅವಳು ಇದ್ದ ಊರಿಗೆ ಹೋಗಿ ಅವಳನ್ನು ಭೇಟಿಯಾಗಲು ಅವರು ನಿರ್ಧರಿಸಿದರು. ಆದರೆ ಅವಳು ಅವರನ್ನು ಭೇಟಿಯಾಗಲು ಒಪ್ಪಲಿಲ್ಲ. ಅವಳು ಅವರಿಗೆ ಪತ್ರ ಬರೆಯುವುದನ್ನು ಮುಂದುವರಿಸಿದಳು. ಆದರೆ ತನ್ನ ವಿಳಾಸ ಮಾತ್ರ ಬರೆಯಲಿಲ್ಲ.

ಅವಳು ಕಾಣೆಯಾಗಿ ಸುಮಾರು ಐದು ವರ್ಷಗಳ ನಂತರ ಅವಳ ಪತ್ರ ಬರುವುದು ನಿಂತುಹೋಯಿತು. ಅವರು ಅವಳಿಗೆ ಪತ್ರ ಬರೆದರು. ಆದರೆ ಅವಳಿಂದ ಉತ್ತರ ಬರಲಿಲ್ಲ. ಅವರು ಅವಳ ಹುಡುಕಾಟವನ್ನು ಮುಂದುವರಿಸಿದರು. ಆದರೆ ಅವಳ ಸುಳಿವು ಸಿಗಲಿಲ್ಲ. ಅವಳು ಕಾಣೆಯಾಗಿ ಸುಮಾರು ಹತ್ತು ವರ್ಷಗಳ ನಂತರ ಅವರು ಅವಳ ಹುಡುಕಾಟವನ್ನು ನಿಲ್ಲಿಸಿದರು. ಅವಳು ಬದುಕಿದ್ದಾಳೆಯೋ ಇಲ್ಲವೋ ಎಂಬುದೂ ಅವರಿಗೆ ತಿಳಿಯಲಿಲ್ಲ.

ಅವಳು ಕಾಣೆಯಾಗಿ ಸುಮಾರು ಹದಿನೈದು ವರ್ಷಗಳ ನಂತರ ಅವರಿಗೆ ಅವಳ ಪತ್ರವೊಂದು ಬಂತು. ಅವಳು ಬರೆದಿದ್ದಳು: "ನಾನು ಚೆನ್ನಾಗಿದ್ದೇನೆ. ನನ್ನ ಬಗ್ಗೆ ಚಿಂತೆ ಮಾಡಬೇಡಿ. ನಾನು ಸ್ವಲ್ಪ ದಿನ ಒಬ್ಬಳೇ ಇರಲು ಬಯಸಿದ್ದೆ. ಹಾಗಾಗಿ ಹೀಗೆ ಮಾಡಿದೆ. ಕ್ಷಮಿಸಿ." ಆ ಪತ್ರ ಓದಿ ಅವರಿಗೆ ಸಮಾಧಾನವಾಯಿತು. ಅವಳು ಸುರಕ್ಷಿತವಾಗಿದ್ದಾಳೆ ಎಂಬುದೇ ಅವರಿಗೆ ಮುಖ್ಯವಾಗಿತ್ತು.

ಸಿಲ್ಲಾ ಪಂಚಾಯತ್ ಸಿಬ್ಬಂದಿಗಳಿಗೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ಕೆಲವು ಸಲಹೆಗಳನ್ನು ನೀಡಿದರು.

ಸಭೆಯಲ್ಲಿ ಜಿಲ್ಲಾ ಪಂಚಾಯತ್ ಸಿಇಓ ಶ್ರೀ ಎಂ.ಆರ್. ರವಿ ಅವರು ಮಾತನಾಡಿ, ಜಿಲ್ಲಾ ಪಂಚಾಯತ್ ಸಿಬ್ಬಂದಿಗಳು ಕಾರ್ಯನಿರ್ವಹಿಸುವಾಗ ಕಡ್ಡಾಯವಾಗಿ ಸಮವಸ್ತ್ರ ಧರಿಸಬೇಕು. ಸಮವಸ್ತ್ರ ಧರಿಸದೆ ಕಾರ್ಯನಿರ್ವಹಿಸುವ ಸಿಬ್ಬಂದಿಗಳ ವಿರುದ್ಧ ಶಿಸ್ತು ಕ್ರಮ ಜರುಗಿಸಲಾಗುವುದು ಎಂದು ಎಚ್ಚರಿಕೆ ನೀಡಿದರು. ಸಮವಸ್ತ್ರ ಧರಿಸುವುದರಿಂದ ಸಿಬ್ಬಂದಿಗಳಲ್ಲಿ ಶಿಸ್ತು ಮತ್ತು ಕರ್ತವ್ಯ ಪ್ರಜ್ಞೆ ಬೆಳೆಯುತ್ತದೆ. ಸಾರ್ವಜನಿಕರಿಗೆ ಸಿಬ್ಬಂದಿಗಳನ್ನು ಗುರುತಿಸಲು ಸಹಾಯವಾಗುತ್ತದೆ. ಆದ್ದರಿಂದ ಎಲ್ಲಾ ಸಿಬ್ಬಂದಿಗಳು ಕಡ್ಡಾಯವಾಗಿ ಸಮವಸ್ತ್ರ ಧರಿಸಿ ಕರ್ತವ್ಯಕ್ಕೆ ಹಾಜರಾಗಬೇಕು ಎಂದು ಸೂಚಿಸಿದರು.

ಸಭೆಯಲ್ಲಿ ಜಿಲ್ಲಾ ಪಂಚಾಯತ್ ಉಪ ಕಾರ್ಯದರ್ಶಿ ಶ್ರೀಮತಿ ಎಸ್. ಚಂದ್ರಕಲಾ ಅವರು ಮಾತನಾಡಿ, ಸಮವಸ್ತ್ರ ಧರಿಸುವುದರಿಂದ ಸಿಬ್ಬಂದಿಗಳಲ್ಲಿ ಶಿಸ್ತು ಮತ್ತು ಕರ್ತವ್ಯ ಪ್ರಜ್ಞೆ ಬೆಳೆಯುತ್ತದೆ. ಸಾರ್ವಜನಿಕರಿಗೆ ಸಿಬ್ಬಂದಿಗಳನ್ನು ಗುರುತಿಸಲು ಸಹಾಯವಾಗುತ್ತದೆ. ಆದ್ದರಿಂದ ಎಲ್ಲಾ ಸಿಬ್ಬಂದಿಗಳು ಕಡ್ಡಾಯವಾಗಿ ಸಮವಸ್ತ್ರ ಧರಿಸಿ ಕರ್ತವ್ಯಕ್ಕೆ ಹಾಜರಾಗಬೇಕು ಎಂದು ಸೂಚಿಸಿದರು.

ಸಭೆಯಲ್ಲಿ ಜಿಲ್ಲಾ ಪಂಚಾಯತ್ ಸಿಬ್ಬಂದಿಗಳು ಹಾಜರಿದ್ದರು.

[illegible]
[illegible]
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[illegible]
[illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

4 · 10 · 29

[illegible]

N N Nayalu Rao

V. Govinda Raja Mudaliyar

M. Munisamy Naidu

D. Sivalingappa

B. N. Sampangaiah

Mariyappa

P. Yellappa.

B. Srinivasa Shetty

[illegible]

B. M. Basavappa. Anolala

[illegible]
[illegible]

S. V. Srinivasa Setty

G. S. Chinnapakshappa

[illegible]

Chamundeswarappa.

[illegible]
[illegible]
[illegible]
[illegible]

[illegible]

L. Venkoba Rao

[illegible]

V. A. Doraiswamy Naidu

[illegible]

[illegible]
[illegible]

SUBJECT . . . . . .

. . . . . .

Section Mrs

File No. 30 - 29

Serial No. 5

No. 1983/11

Diary No. of letter replied to . . . . . .

General and Revenue Secretariat

( )

the *192*

To

The Assistant Commissioner

Jaffna

Date of issue 27/8/30

Signed by Mr G. K S [illegible]

Sir,

" Cancellation of the Inam tenure of Kandarodai, Vaddukoddai Tax of certain lands endowed to sri Kasiviswesvara Swami temple at Vaddukoddai "

With reference to your letter no: 2089 dated 15th July 29 on the subject referred to above I am directed to request you to furnish information as to whether the temple has received no benefit in respect of the lands

List of enclosures

Copied by [illegible] 28/8

Examined by . . . . . .

Endowed to [illegible]
of twelve years previous
to the passing of Regulation
Act of 1927. The records [illegible]
the Bank Inspector for re-fere[illegible] and my return with [illegible]

I have etc.

21/3

21 3.30 Fw enclosed [illegible]

1

M. C. 13]

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore,.....21st June.....*193* 0.

No. 2089 / 587

FROM

Rajakaryapravina

P. G. D'SOUZA, ESQ., B.A., B.L.,

Muzrai Commissioner in Mysore.

FINANCIAL SECRETARY 23 JUN

24-6-30

GEN. & REV. SECRETARIAT. 24 JUN 1930 2028 MUZRAI.

To

Rajasevaparayana
P. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of Mysore,
Financial Department.

Muz 30 - 29 - 5.

SIR,

With reference to your letter No.1983/Muz.30-29-5 dated 26-3-30 requesting to be furnished with certain information in the matter of cancellation of the Inam tenure of certain lands of Kudur village, Malur Taluk, endowed to Sri Kasivisveswaraswami temple at Hoskote, I have the honor to state that the Deputy Commissioner, Bangalore District, in his letter No.C3-2018/28-29 dated 2-6-30 (copy of which is herein enclosed) reports that the lands are reported to have long been in the enjoyment of the Sri Sahajanandaswamy Mutt, Bangalore, and that the temple has not received any benefit therefrom for more than twelve years previous to the passing of the Religious and Charitable Institutions Regulation No.VII of 1927

The entire file connected with the case is herewith submitted for favour of reference and obliging return.

I have the honor to be,

Sir,

Your most obedient servant,

A.A.M.

For Muzrai Commissioner.

Asst Absent from Head Quarters

Letter No.C3-2018/28-29 dated 2-6-30 from the Deputy Commissioner, Bangalore District, to the Muzrai Commissioner in Mysore.

With reference to your Memo No.C.2089/28-29 dated 16-4-30, forwarding copy of letter No.1983/Muz.30-29-5 dated 26-3-30, in the matter of the cancellation of the Inam tenure of certain lands of Kudur village, Malur Taluk, endowed to Sri Kasiviswesvaraswamy Temple at Koskote enquiring as to whether the temple had received no benefit in respect of the lands in question for a period of twelve years previous to the passing of the Regulation VII of 1927, I have the honor to state that it is reported now that the lands have long been in the enjoyment of the Sri Sahajanandaswami Mutt, Bangalore, and that the temple in question has not received any benefit therefrom for more than twelve years previous to the passing of the Religious and Charitable Institutions Regulation No.VII of 1927.

The entire file of vernacular records connected with the case is resubmitted herewith.

"C O P Y"

For Muzrai Commissioner.

45

829 mus
records.

21st Oct. 1930

Financial xx

The Government Advocate in Mysore,
Bangalore.

In forwarding herewith the file of papers relating to the disposal of Devadaya Inam lands endowed to Sri Kasivisveswaraswami temple at Hoskote, I am directed to state that before passing orders it is proposed to given an opportunity to the party affected to submit his representations in the matter on 15th Nov. 1930 at 3 P.M. for the First Member of Council. I am to request you to be so good as to be present on the occasion to favour Government with your views. The file of papers may kindly be returned after study before the 8th November 1930.

I have the honor to be,
Sir,
Your most obedient servant,

Subhamangasatti

for Financial Secretary to Government.

Appendix F G—1

SUBJECT.....

.....

.....

Section Mu 3.

File No. 30-19.

Serial No.

No. ~~[illegible]~~ 829 / Mem with Remark

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The G. A. .....

Date of issue 21-10-30

Signed by M. V. S Sastry

Sir,

In forwarding herewith the file of papers relating to the disposal of ecclesiastical lands endowed to the Kasikisha Swami temple at Hosakote, I am directed to state that it is proposed to give an opportunity to the party affected to submit his representations in the matter on 15/11/30 at 3 pm before the Board

over

List of enclosures before passing orders

Copied by.....

Examined by.....

WD 063—GPB—20,000—1-8-29

of council - I am to request you
to let suggestions to be prepared
on the occasion to ~~[illegible]~~ ~~[illegible]~~
with your views in the matter to prepare a draft with your views
to enable a decision ~~the~~ being
~~[illegible]~~ ~~[illegible]~~ arrived at. a
~~Decision~~ the Rice papers
may only be examined after 30 years
before the 8th Nov. 1930.

I am Etc

17.10.30 17.10.30 See to you -
H. Dam

17 Oct -
17/10

In reply please refer to
No 2.96 30-31.
Encl. File with records

Tel Address —
"JURIST," Bangalore

OFFICE OF THE GOVERNMENT ADVOCATE
IN MYSORE,

*Bangalore....*10th.. November.... *19* 30.

FROM

M. RAMACHANDRA RAO, ESQ., B.A., B.L.,
GOVERNMENT ADVOCATE IN MYSORE,
BANGALORE.

To

The Secretary to the Government
of H. H. The Maharaja of Mysore,
Financial Department, BANGALORE.

GENL. & REV. SECRETARIAT. 695 MUZRAI.

SIR,

With reference to your letter No.829/Muz.30-29 dated the 21st October 1930 forwarding the file of papers relating to the disposal of Devadaya Inam lands endowed to Sri Kasivisveswara Swami Temple at Hoskote, I have the honor to state that I shall be glad to appear before Government on the 15th instant at 3 p.m. and submit my views for their consideration.

2. The file of papers received with your letter herewith returned.

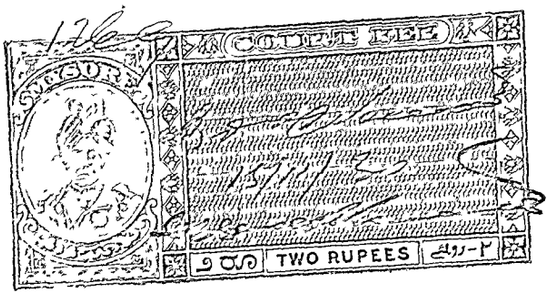
294

I have the honor to be,
Sir,
Your most obedient servant,

M Ramachandra Rao

Government Advocate.

CSN.



Before The Government of His Highness The Maharaja

~~In the Chief Court~~ of Mysore.

Bangalore

Muz. P. No. 31 OF 1929 – 1930.

Petitioner.		
Sri Sidhanananda Swami.	Vs.	

I the petnr above named, do hereby nominate and appoint MR. A. R. NAGESVARA IYER, B.A., B.L., ADVOCATES in the above suit and do hereby empower the said ADVOCATES to appear for and on my behalf in the above suit, to take all steps which may be necessary on my behalf arising out of or in connection with the above suit either during progress or after its decision, to sign and subscribe their names to any document which they may deem proper, to excute any decree that may be passed in my favour and to receive out of the Court any refund of money which may be lodged or become payable or receivable on my behalf and on receipt thereof to grant receipt or other sufficient discharges for the same, to withdraw, compromise or refer to arbitration the said suit, to appoint one or more substitutes and to act and perform all other matters and things relating thereto or connected therewith, to represent me in matters relating to the same and to act as fully and effectually to all intenst and purposes as I might do if personally present and did the same. And I do hereby agree to pay all fees, costs, charges and expenses which may be incurred and to allow, ratify, and confirm whatsoever the said ADVOCATES shall lawfully do or cause or procure to be done by the virtue of these presents.

+ J. S Ramaswamy Iyer, B.A B.L.

In witness whereof I have hereunto set my hand this 15 day of November 1930.

ACCEPTED

A R Nageswara Iyer

ಶ್ರೀ ಸಿದ್ಧಾನಂದ ಸ್ವಾಮಿ.

15/11/30

Advocate for

Signed before me by the executant who is known to me.

Re- 1782/Dncg 30-29-7

Enc. 1 File

12th February 1931.

S.P. Rajagopalachari, Esq., B.A., B.L.,
Muzrai Commissioner, Bangalore.

With reference to correspondence ending with your letter No 2089 of 1928-29 dated the 23rd June 1930 in respect of certain lands of Kudur village, Malur Taluk, endowed to Sri Kasivisveswara Swami temple at Hoskote, I am directed to state that having regard to all the circumstances of the case, Government are of opinion that the enjoyment of the lands by the Sahajanandaswami Mutt, Bangalore, cannot be said to be adverse possession to bring it within the purview of proviso 2 to Section 10 of the Mysore Religious and Charitable Institutions Regulation of 1927.

2. I am accordingly to request you to be so good as to take early steps to resume the lands and to restore them to the temple.

3. In view however of the fact that the lands in question have been long held by the Mutt, you may kindly consider in consultation with the Revenue Commissioner whether some lands assessed under the ordinary tenure might not be given to the Mutt under the rules regulating the grant of land to religious institutions. The Mutt appears to be a poor one and some consideration might be shown to it as it will now be deprived of an item of income on which it has long relied.

I have the honor to be,
Sir,
Your most obedient servant,

for Secretary to Government,
Financial Department.

C.R.G.

No 1782/30-33

Encl 1 file

To Muz. 30-29-7

The Muzrai Commr. in Mysore.

Sir,

With reference to correspondence ending with your letter No. 2089/28-29 dated 23-6-30 in respect of certain lands of Kudur village Malur Taluk, endowed to Sri Kasivisveswaraswami temple at Hoskote, ~~Bangalore Taluk~~, I am directed to state that the enjoyment of the lands by the Sahajanandaswami Mutt, Bangalore, cannot be said to be adverse possession to bring it within the purview o proviso 2 to Sec. 10 of the Mysore Religiou and Charitable Institutions Regulation of 1927 ~~for the following reasons:-~~

having regard to all the circumstances of the case, Govt. are of opinion that

The overacts that may be alleged in favour of the present holder may be said to be the following:

(1) Possession for over 12 years.

(2) Payment of quit-rent direct to Govt.

(3) Non-payment of any sum to the temp

As regards the first act, possession no doubt, is evidence of title. But in th case, the assignment deed of 1897 shows tha the possession of the assignee is that of one possessing only a subordinate right. That the assignee was not holding the lands on his own behalf or on behalf of some pers other than the true owner is also clear. Even the will dated the 17th April 1901 recites the right of ownership as existing in Prasanna Kasivisveswaradevaru though this

recital is qualified by an allegation that the temple has lost it.

With regard to the second act, the assignee has been paying only the quit-rent payable by the temple to Govt. and nothing more. This is indicative of the qualified sort of possession he claimed in respect of the lands.

As regards the third act, it cannot be construed as creating any right in him which he has not already possessed.

All the above acts being insufficient to sustain the claim put forward by the present holder, it cannot be held that he could successfully establish a right by adverse possession within the purview of proviso 2 to section 10 of the Mysore Religious and Charitable Institutions Regulation of 1927.

(7) I am accordingly to request you to be so good as to take early steps to resume the lands and to restore them to the temple.

~~I am also to request you to consider in~~ consultation with the Rev. Deptt. ~~whether, in~~ view, however, to the fact that the lands in question have been long held by the Mutt, ~~some ordinary assessment land might~~ not be given to the Mutt under the rules regulating the grant of land to religious institutions, ~~with reference to the financial condition of the Mutt and to its being deserving of help to the kind proposed.~~ The Mutt appears to be a poor one and some consideration might be shown to it as will now be apparent on a claim on which it has long relied.

You may kindly consider in consultation with the Rev Comnr whether some of these lands asserted under the ordinary tenure might

I have &c.,

19.9.30.
Finl. Secy. to Govt.

3.9.30

C.R.G.

Finl. Secy.
15.11.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

General and Revenue Secretariat, 19th Feb. 31.

Dated, Bangalore .....

No. 1891/Inam30-29-10

Subject.- Re the Inam lands S.Nos. 51, 55 and 27 of Kodur village, Malur Taluk belonging to the Sri Kasi Visweswaraswami temple, Hoskote.

ENDORSEMENT.

With reference to his petition of 4th October 1929 Sri Siddanandaswami is informed that the Muzrai Commissioner has been directed to resume the Devadaya Inam lands referred to above and restore them to the temple at Hoskote. He is further informed that he may apply to the Muzrai Commissioner who has been requested to consider whether some lands assessed under the ordinary tenure might not be given to the Mutt under the Rules regulating the grant of lands to religious institutions.

By order,

Sd/- B. Srinivasa Iyengar,

Secretary to Government,
Inam Mall Department.

To Sri Siddanandaswami of Sahajananda Mutt, Bangalore City.
at Kalasipalyam

Memo No./492 dated, Bangalore, the 19th Feb. 1931.
282

Copy of the ~~xxxxxxxx~~ foregoing is forwarded with compliments to the Muzrai Commissioner in continuation of this Office No. 1782 dated 13th ~~March~~ February 1931.

By order,

V Subrahmanyasa

for Secretary to Government,
Financial Department.

Appendix F G—1

SUBJECT.....

.....

.....

Section Mucy

File No. 30 - 29

Serial No. 10

No. 1891

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *193* .

To

Sri Siddanandaswamiji

of Sahajanandamutt

Kalasipalya. Bangalore

Date of issue 28.2.31

Signed by Dm. V.S. Sastry.

Subject:—

~~In the~~ Re: Inam land

S. Nos 51, 53 and 27 of Kasaba

Village. Malur — Tk ~~Kolar~~

belonging to the Sirikasi Vishwayoga

Swamiji Mutt, Hoskote.

List of enclosures .....

In reply to his ~~letter~~

Ref^e of 4.10.29, Sri

Siddanandaswamiji is informed

Copied by.....

Examined by.....

That the Muzrai Commr has been

Devadaya
Mal Inam

lands refd to above and
restore them to the Temple at Sooksole.

He is further informed that he
may apply to the D-C, in the matter

by the grant of ordinary assessment

Who has been appointed to conduct the Tc - inam lands assessed under the ordinary leases might not hesitate in the matter under the rules applicable to lands of Devadaya institutions.

B. O

17.2.31

For see report

Memo no 18 D/- 28 2 31
Copy to M.C. in Cont. of
this office no 1782 D 13/2/31

B-O

17.2.31

For see report

Q.S